

CHAPTER 128

EDUCATION - PUBLIC SCHOOLS

HOUSE BILL 22-1331

BY REPRESENTATIVE(S) Herod and Ransom, McCluskie, Bacon, Bird, Esgar, Exum, Lindsay, Michaelson Jenet, Titone, Weissman, Garnett;
also SENATOR(S) Zenzinger and Rankin, Hansen, Gonzales, Lee, Moreno.

AN ACT

CONCERNING SUPPLEMENTAL FUNDING FOR FACILITY SCHOOLS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. In Colorado Revised Statutes, 22-2-408, **add** (4) as follows:

22-2-408. Approved facility schools - funding. (4) IN STATE FISCAL YEAR 2022-23 ONLY, AND WITHIN AVAILABLE APPROPRIATIONS, THE DEPARTMENT SHALL DISTRIBUTE SUPPLEMENTAL PAYMENTS TO APPROVED FACILITY SCHOOLS THAT ARE APPROVED BY THE DEPARTMENT AS OF OCTOBER 1, 2022. THE SUPPLEMENTAL PAYMENTS MUST BE ABOVE AND BEYOND THE CURRENT DAILY PER PUPIL REVENUE RATE AS ESTABLISHED FOR THE 2022-23 STATE FISCAL YEAR. THE DEPARTMENT SHALL DETERMINE THE METHOD THROUGH WHICH THE SUPPLEMENTAL PAYMENTS ARE DISTRIBUTED TO ALL APPROVED FACILITY SCHOOLS AND SHALL ENSURE THAT THE SUPPLEMENTAL PAYMENTS MADE PURSUANT TO THIS SUBSECTION (4) ARE PAID TO THE APPROVED FACILITY SCHOOLS PRIOR TO JUNE 30, 2023.

SECTION 2. Appropriation. For the 2022-23 state fiscal year, \$5,134,000 is appropriated to the department of education. This appropriation is from the state education fund, created in section 17 (4)(a) of article IX of the state constitution. To implement this act, the department may use this appropriation for supplemental payments to facility schools.

SECTION 3. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly; except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an

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item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2022 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: April 25, 2022